

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY,
TEXAS, FEBRUARY 7, 2006, 7:15 P.M.**

The City of Leon Valley, Texas, met in Regular Meeting on the 7th day of February 2006 at 7:15 p.m., at Leon Valley City Council Chambers, for the purpose of the following business, to-wit:

Call to Order and Pledge of Allegiance.

Mayor Riley called the meeting to order and asked that the minutes reflect that the following Council members were present: Maloy, Lange, Semmelmann, and Dean. Mayor Riley announced that Council member Rangel would be arriving a few minutes late as he was closing up the Military Salute program held before the meeting's start.

City Manager Cortes, City Secretary Feutz, Fire Chief Irwin, Public Works Director Wright, Assistant Police Chief Wallace, City Accountant Wallace, Community Development Director Smith, Library Director Trent, Economic Development Liaison Caldera, and City Attorney Jacobson were also present.

Mayor Riley asked Council member Dean to lead the Pledge of Allegiance.

Consider Approval of Minutes of the Special City Council Workshop of January 17, 2006, the Regular City Council Meeting of January 17, 2006, and the Special City Council Workshop of January 31, 2006.

A motion was made by Council member Maloy, seconded by Council member Dean, to approve the minutes of the Special City Council Workshop of January 17, 2006, the Regular City Council Meeting of January 17, 2006, and the Special City Council Workshop of January 31, 2006. Upon vote, the motion carried unanimously.

Old Business.

None.

New Business.

Citizens to Be Heard and Timing for Objections to Consent Agenda.

Mayor Riley asked if any of the Council members wished for any items on the Consent Agenda to be removed for discussion. Hearing no objections, Mayor Riley asked if anyone in the audience wished to address Council.

Marcy Meffert thanked Mayor Riley for nominating her to receive the Hometown Hero Award for her work on the Los Leones project, but reminded everyone that the Los Leones project is actually a joint effort between the Northside Independent School district, the Northside Education Foundation, and the City and many people work to make it a success. Ms. Meffert also announced that her son, Jeff Meffert, had retired from the United States Air Force on February 1, 2006 after serving twenty-six years.

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Consent Agenda

**M&C #02-01-06 - Consider a Request by the Community Development Department
for the Purchase of a New Plotter.**

**Consider Resolution #06-002 - Authorizing the Filing of a Grant Application with the
Alamo Area Council of Governments (AACOG) for a Regional Solid Waste Program
Grant; Authorizing the City Manager to Act on Behalf of the City of Leon Valley in All
Matters Related to the Application; and Pledging That If a Grant Is Received, the City
of Leon Valley Will Comply with the Grant Requirements of the Alamo Area Council
of Governments, the Texas Natural Resource Conservation Commission and the
State of Texas.**

City Manager Rick Cortes announced that there was a typographical error on M&C #02-01-06; the actual cost of the plotter was \$9,846, not the \$8,996 as listed on the agenda.

A motion was made by Council member Semmelmann, seconded by Council member Lange, to approve the Consent Agenda as presented. Upon vote, the motion carried.

**M&C #02-02-06 - Consider Continuation of the Juvenile Curfew Ordinance, as in City
Code Chapter 27, Ordinance 99-034.**

Assistant Chief Randall Wallace addressed Council stating that the juvenile curfew ordinance established in April 1994 and repealed and replaced in 1999, mandates a review every three years. Chief Wallace informed the Council that provisions of the curfew applied to individuals under the age of seventeen (17) years; curfew hours were between midnight and 6:00 a.m., and the coded provided for exceptions for juveniles with certain needs to be out during the curfew hours.

Chief Wallace stated that since the Ordinance was reviewed in 2002, thirty-one (31) juveniles had been issued Municipal Court summons for violations of the curfew. He cited statistics that indicated that the ages of violators, the hours of violations and the gender of predominant offenders. Chief Wallace informed the Council that staff recommended continuation of the ordinance establishing the curfew for minors.

Following Council discussion, a motion was made by Council member Maloy, seconded by Council member Dean to approved M&C # 02-02-06 to continue the juvenile curfew. Upon vote, the motion carried unanimously.

**Presentation to Provide an Update on the Status of the Planning Grant Awarded to
the Friends of the Library from the Kronkosky Foundation.**

Library Director Joyce Trent presented an overview to the Council of the mission and history of the Friends of the Library, a non-policymaking 501[c][3] charitable organization which raises funds to support the Library. Ms. Trent stated that after receiving a consensus from Council at a planning workshop on March 9, 2004 to proceed with plans for a new children's wing at the Library, she had worked with the Friends of the Library to request grant funding for a planning grant for the project. Ms. Trent explained that a Kronkosky

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grant was awarded in July 2005 and that grant requires comments to be solicited from the public and for estimates to be collected for construction of the project as part of the strategic plan. Ms. Trent explained that they hoped to obtain funding for furnishings from a Tocker Grant program and to seek volunteers for staffing the new wing.

Council raised concerns regarding additional expenses the City could incur with the children's wing expansion at the library for utilities and staffing. Ms. Trent stated that she would seek volunteer staffing support and that she would investigate City Public Service Energy grant programs and alternative power sources such as solar energy and construction materials which could reduce energy use costs. Discussion continued regarding options for an intern program and Lone Star Grant programs to assist with future staffing needs.

Consider an Ordinance Appointing a Member to the Stormwater Committee, a Member to the Trade and Market Days Committee, and a Member to the Business Alliance Committee.

Mayor Riley presented the names of individuals to be appointed to Committees: Mike Clemenson to be appointed as a member to the Stormwater Committee; Cindy Rangel to be appointed as a member to the Trade and Market Days Committee; and Greg Michaels to be appointed as a member to the Business Alliance Committee.

A motion was made by Council member Semmelmann, seconded by Council member Rangel to approve the Ordinance appointing members to Committees as presented. Upon vote, the motion carried unanimously.

Consider Resolution #06-003 - Ordering the General Election to be Held on May 13, 2006 for the Purpose of Electing a Mayor, Council Member- Place 2, and Council member - Place 4, Designating the Polling Place, Appointing Election Officials, Providing the Early Voting, Providing for the Use of Voting Machines; and Providing Details Relating to the Conduct of Holding the Election.

Mayor Riley read from the Resolution that the General Election is to be held on May 13, 2006 for the purpose of electing a Mayor, Council member - Place 2, and Council member - Place 4. The resolution establishes the designated polling place, appoints election officials, provided for early voting, provides for the use of voting machines, and other details related to the conduct of holding the election.

A motion was made by Council member Rangel, seconded by Council member Maloy. Upon vote, the motion carried unanimously.

M&C #02-03-06 - Authorize the City Manager to Enter into Contract with the Bexar County Elections Administrator for Election Services for the May 13, 2006 General Election. These services will include procurement and distribution of election equipment for both Early Voting and Election Day to meet legal requirements of the Help America Vote Act affecting all elections in Texas as of January 1, 2006. Bexar County has estimated the cost to be \$3,811.85, which is included in the FY 2006 budget.

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City Secretary Marie Feutz addressed Council stating that effective January 1, 2006, the Help America Vote Act and Section 61.012 of the Texas Election Code require at least one accessible voting system with a direct recording electronic voting system in each polling place used for any election. Ms. Feutz explained that the proposed contract with the Bexar County Elections Administrator for election services provides for the City to lease the iVotronic direct recording electronic voting system machines for the May 13, 2006 General Election to meet the new legal requirements. Ms. Feutz stated that the County estimated the contract cost to be \$3,811.85, but if the contract price increases, the contract would be brought back before Council for consideration.

After Council discussion, a motion was made by Council member Semmelmann, seconded by Council member Dean, to authorize the City Manager to enter into a contract with the Bexar County Elections Administrator for election services. Upon vote, the motion carried unanimously.

City Manager Report

City Manager Rick Cortes announced that TXDOT, in response to concerns raised by Council member Rangel, agreed to provide additional lighting at Bandera Road and Timco Roads and for re-striping that area. Mr. Cortes also informed Council that staff was working on updating information on water rights acquisition and leasing and on plans for the Chamber's house and would bring those issues for Council's consideration soon.

Citizens to Be Heard

Seeing no one come forward to be heard, the Mayor announced the next agenda item.

Announcements

Council member Maloy thanked and complimented Council member Rangel for coordinating the Military Salute held prior to the Council meeting. Council member Maloy reminded everyone about Professor Pugh's presentation scheduled for Saturday, February 11, 2006, from 9:00 a.m. - 3:00 p.m., on zoning and land use issues and encouraged everyone to attend.

Council member Lange reported on a meeting of the Business Alliance Committee. He reported that the major concern of the businesses was the current Sign Code restrictions and its impact on businesses. Council member Lange stated that the Chamber of Commerce President and business representatives were working together to bring recommendations for changes to the Sign Code to Council; however, he felt it would take time to receive their full recommendation. Council member Lange expressed his disappointment that the Sign Code issue had not appeared on the agenda and requested that it be put on the next Council meeting agenda.

Council member Lange announced that he and Mayor Riley met in the afternoon with TXDOT representatives and the Regional Mobility Authority (RMA) representative Terry

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Brechtal. He expressed his displeasure about comments made during the meeting regarding a resolution approved by Council last year.

Council member Semmelmann announced that the Stormwater Committee met last month and appointed a sub-committee to investigate the number of acres in Leon Valley which have been dedicated as park land and existing developed land and undeveloped land. He complimented the Community Development staff for the map which they prepared for that purpose.

Council member Semmelmann stated that he is receiving questions about the City supporting a toll road. He stated that the Council approved a resolution supporting work by TXDOT and the Regional Mobility Authority (RMA) to relieve traffic congestion on Bandera Road and that the resolution was not to specifically approve a toll road.

Council member Dean stated that he also was working with the Business Alliance Committee and expressed his concerns about the impact of the current Sign Code on businesses in Leon Valley and his disappointment that there was not an agenda item posted for Council to review the Code. He recommended that the issue be brought before Council at the next meeting. Council member Dean stated that a toll road was a long-term option, but that he felt the business community concerns were top priority.

Council member Rangel thanked everyone for their help in supporting the Military Salute. He complimented Marcy Meffert for her Hometown Hero Award and thanked her for her service to the community.

City Secretary Marie Feutz reminded Council and the audience that election packets were available for anyone interested in running for election in May and applications would be accepted for candidates who wished to have their name placed on the ballot for the May 13, 2006 General Election beginning February 13, 2006.

Mayor Riley announced that she, the City Manager and Council member Lange met with representatives from TXDOT and Terry Brechtal from RMA to learn about a proposed schematic for a toll road. Mayor Riley stated that during that meeting she understood that everyone wanted an open process to hear from the businesses and the citizens and collectively a decision would be made on the best route to go. Mayor Riley explained that she had offered her apologies to Council member Lange earlier in the day, but explained that she felt that it was due to a misunderstanding.

Mayor Riley announced the Earthwise Living Day event would be held from 9:00 a.m. - 2:00 p.m. on Saturday, February 25, 2006 with this year's theme being "Reduce, Reuse, and Rethink." Mayor Riley announced that the Sign Ordinance would be brought back to Council on the Council meeting for February 21, 2006 and thanked the Phillip Manea and his committee for submitting recommendations for consideration in the review of the Code. Mayor Riley also reminded everyone about the Spring Clean-Up Week to be held the week of February 20 - 26, 2006 with pick-up beginning at 7:00 a.m. on February 27, 2006. Mayor Riley also thanked Council member Rangel for his leadership in providing the Military Salute program.

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Adjourn

There being no further business to come before Council at this time, a motion was made by Council member Rangel, seconded by Council member Maloy to adjourn the meeting.
Time: 8:25 p.m.

Mayor

ATTEST:

City Secretary